



February 18, 2005

HOUSE BILL No. 1452

DIGEST OF HB 1452 (Updated February 16, 2005 3:31 pm - DI 109)

Citations Affected: IC 20-6.1; IC 34-30; noncode.

Synopsis: Teacher CPR certification. Requires training in cardiopulmonary resuscitation (CPR) and the Heimlich maneuver to obtain an initial license as a teacher. Establishes immunity from liability for an act or omission by a teacher who has obtained a license and been trained in CPR.

Effective: Upon passage; July 1, 2005.

Duncan

January 18, 2005, read first time and referred to Committee on Education.
February 17, 2005, amended, reported — Do Pass.

C
o
p
y

HB 1452—LS 7419/DI 14+



February 18, 2005

First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

HOUSE BILL No. 1452

A BILL FOR AN ACT to amend the Indiana Code concerning education.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 20-6.1-3-3 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 3. (a) The board shall
3 designate:

- 4 (1) the grade average required for each kind of license; and
5 (2) the kinds of license to which the teachers' minimum salary
6 laws apply, including nonrenewable one (1) year limited licenses.

7 (b) The board shall determine details of licensing not provided in
8 this chapter. These details may include requirements regarding:

- 9 (1) the conversion of one (1) kind of license into another;
10 (2) the accreditation of teacher training schools and departments;
11 (3) the exchange and renewal of licenses;
12 (4) the endorsement of another state's license;
13 (5) the acceptance of credentials from teacher training institutions
14 of another state;
15 (6) the academic and professional preparation for each kind of
16 license;
17 (7) the granting of permission to teach a high school subject area

HB 1452—LS 7419/DI 14+



C
o
p
y

- related to the subject area for which the teacher holds a license;
- (8) the issuance of licenses on credentials;
- (9) the kind of license for each school position;
- (10) the size of an elementary school requiring a licensed principal; and
- (11) other related matters.

However, the board shall, not later than December 31, 1984, establish at least one (1) system for renewing a teaching license that does not require a graduate degree.

(c) Beginning July 1, 2005, the board shall, before issuing an initial teaching license at any grade level to an undergraduate individual seeking an initial teaching license, require the applicant for a license to show evidence that the applicant meets one (1) of the following:

(1) Has successfully completed a course approved by the board in:

- (A) cardiopulmonary resuscitation that includes a test demonstration on a mannequin;**
- (B) removing a foreign body causing an obstruction in an airway; and**
- (C) the Heimlich maneuver.**

(2) Holds a valid certification in the procedures described in subdivision (1) issued by the:

- (A) American Red Cross;**
- (B) American Heart Association; or**
- (C) a comparable organization or institution approved by the board.**

(3) Has physical limitations that make it impracticable for the applicant to complete the course and certification required under subdivisions (1) and (2).

(d) The board shall periodically publish bulletins regarding:

- (1) the details described in subsection (b);**
- (2) information on the kinds of licenses issued;**
- (3) the rules governing the issuance of each kind of license; and**
- (4) other similar matters.**

SECTION 2. IC 34-30-14-2.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: **Sec. 2.5. A teacher who:**

- (1) meets the requirement of IC 20-6.1-3-3(c); and**
- (2) performs:**
 - (A) cardiopulmonary resuscitation; or**
 - (B) the Heimlich maneuver;**

C
o
p
y



1 on or removes a foreign body that is obstructing an airway of
2 another person in the course of employment as a teacher;
3 is not liable in a civil action for damages resulting from an act or
4 omission occurring during the performance of a function under
5 this section unless the act or omission constitutes gross negligence
6 or willful and wanton misconduct.

7 SECTION 3. [EFFECTIVE UPON PASSAGE] (a)
8 Notwithstanding IC 20-6.1-3-3(c), as amended by this act, a college
9 or university located in Indiana may recommend to a person who
10 has been accepted in a teacher training program before July 1,
11 2005, that the person should meet the requirements of
12 IC 20-6.1-3-3(c), as amended by this act.

13 (b) This SECTION expires June 30, 2007.

14 SECTION 4. An emergency is declared for this act.

C
o
p
y



COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred House Bill 1452, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 10, delete "a" and insert **"an initial"**.

Page 2, line 11, delete "level," and insert **"level to an undergraduate individual seeking an initial teaching license,"**.

Page 2, line 11, delete "an" and insert **"the"**.

Page 2, line 17, delete "and".

Page 2, line 19, delete "." and insert **"; and"**.

Page 2, between lines 19 and 20, begin a new line double block indented and insert:

"(C) the Heimlich maneuver."

Page 2, line 38, after "performs" insert **"**:

(A)".

Page 2, line 38, after "resuscitation" insert **"; or**

(B) the Heimlich maneuver;".

Page 2, line 38, beginning with "on" begin a new line block indented.

Page 3, after line 2, begin a new paragraph and insert:

"SECTION 3. [EFFECTIVE UPON PASSAGE] (a) Notwithstanding IC 20-6.1-3-3(c), as amended by this act, a college or university located in Indiana may recommend to a person who has been accepted in a teacher training program before July 1, 2005, that the person should meet the requirements of IC 20-6.1-3-3(c), as amended by this act.

(b) This SECTION expires June 30, 2007.

SECTION 4. An emergency is declared for this act."

and when so amended that said bill do pass.

(Reference is to HB 1452 as introduced.)

BEHNING, Chair

Committee Vote: yeas 10, nays 1.

C
o
p
y

